

House Amendment 8597

PAG LIN

1 1 Amend Senate File 2364, as passed by the Senate, as
1 2 follows:
1 3 #1. Page 5, by inserting after line 28 the
1 4 following:
1 5 <Sec. _____. NEW SECTION. 505.29 SERVICE OF
1 6 PROCESS == FEE.
1 7 The commissioner of insurance, pursuant to rules
1 8 adopted pursuant to chapter 17A, may collect a
1 9 reasonable fee each time process is served on the
1 10 commissioner as allowed by law. Fees collected by the
1 11 commissioner under this section shall be used and are
1 12 appropriated to the insurance division to offset the
1 13 costs of receiving such service of process. The party
1 14 to a proceeding causing service of process is entitled
1 15 to recover this fee as costs if the party prevails in
1 16 the proceeding.>
1 17 #2. Page 10, by striking lines 18 through 26.
1 18 #3. Page 30, by striking lines 23 and 24.
1 19 #4. Page 31, by striking lines 7 and 8.
1 20 #5. Page 39, line 3, by striking the words ~~<or~~
1 21 ~~process>~~ and inserting the following: ~~<or process>~~.
1 22 #6. Page 40, line 1, by striking the words ~~<or~~
1 23 ~~process>~~ and inserting the following: ~~<or process>~~.
1 24 #7. Page 41, by striking lines 12 through 27.
1 25 #8. Page 43, by striking lines 11 through 20.
1 26 #9. By striking page 43, line 28, through page 44,
1 27 line 6.
1 28 #10. By striking page 48, line 9, through page 50,
1 29 line 2, and inserting the following:
1 30 <Sec. _____. Section 516E.3, subsection 1, paragraph
1 31 a, Code Supplement 2005, is amended to read as
1 32 follows:
1 33 a. A service contract shall not be issued, sold,
1 34 or offered for sale in this state unless a true and
1 35 correct copy of the service contract, and the service
1 36 company's reimbursement insurance policy, if
1 37 applicable, have been filed with the commissioner by
1 38 the service company.
1 39 Sec. _____. Section 516E.3, subsection 2, paragraph
1 40 b, Code Supplement 2005, is amended to read as
1 41 follows:
1 42 b. A provider shall file a consent to service of
1 43 process on the commissioner, a notice with the name
1 44 and ownership of the provider, and such other
1 45 information as the commissioner requires, annually
1 46 with the commissioner no later than August 1. If
1 47 August 1 falls on a weekend or a holiday, the date for
1 48 filing shall be the next business day. In addition to
1 49 the annual filing, the provider shall promptly file
1 50 copies of any amended documents if material amendments
2 1 have been made in the materials on file with the
2 2 commissioner. If an annual filing is made after
2 3 August 1 and sales have occurred during the period
2 4 when the provider was in noncompliance with this
2 5 section, the commissioner shall assess an additional
2 6 filing fee that is two times the amount normally
2 7 required for an annual filing. A fee shall not be
2 8 charged for interim filings made to keep the materials
2 9 filed with the division current and accurate. The
2 10 annual filing shall be accompanied by a filing fee in
2 11 the amount of one hundred dollars.>
2 12 #11. Page 60, by striking lines 31 through 33 and
2 13 inserting the following: <the association or upon the
2 14 commissioner of insurance on its behalf. The
2 15 commissioner shall promptly transmit any notice served
2 16 upon the commissioner to the association.>
2 17 #12. By striking page 60, line 34, through page
2 18 61, line 33.
2 19 #13. By striking page 69, line 15, through page
2 20 70, line 16.
2 21 #14. Page 78, by striking lines 2 through 16 and
2 22 inserting the following:
2 23 <Sec. _____. Sections 509B.4, 521.9, 521.11, and
2 24 521.12, Code 2005, are repealed.

2 25 Sec. _____. Section 516E.17, Code Supplement 2005,
2 26 is repealed.>
2 27 #15. Title page, line 5, by inserting after the
2 28 word <procedures> the following: <including fees and
2 29 an appropriation>.
2 30 #16. By renumbering as necessary.
2 31
2 32
2 33 _____
2 34 HOFFMAN of Crawford
2 35
2 36 _____
2 37 ANDERSON of Page
2 38
2 39 _____
2 40 SWAIM of Davis
2 41 SF 2364.306 81
2 42 av/cf/5469